

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF TEXAS  
United States

United States District Court  
Southern District of Texas

**ENTERED**

October 04, 2018

David J. Bradley, Clerk

## Elite Center for Minimally Invasive Surgery, LLC,

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versus

Civil Action H-17-1050

Anthem Blue Cross Life and Health  
Insurance Company, et al.,

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## Defendants.

## Conditional Dismissal

- i. Having been advised that Elite Center for Minimally Invasive Surgery, LLC, no longer wants to pursue its claims against:

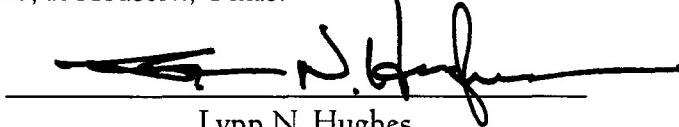
  - Anthem Blue Cross Life and Health Insurance Co.; • Blue Shield of California;
  - Rocky Mountain Hospital and Medical Service, Inc.; • Empire HealthChoice HMO, Inc.;
  - RightCHOICE Managed Care, Inc.; • Highmark Inc.;
  - Anthem Health Plans of New Hampshire, Inc.; • Horizon Healthcare Services, Inc.;
  - Community Insurance Company; • Independence Blue Cross of Pennsylvania;
  - Anthem Health Plans of Virginia, Inc.;
  - Blue Cross Blue Shield of Wisconsin; • Premera Blue Cross;
  - Blue Cross and Blue Shield of Alabama; • Health Care Service Corp., a Mutual Legal Reserve Co.;
  - Blue Cross and Blue Shield of Georgia, Inc.;
  - Blue Cross and Blue shield of Kansas City; • USAble Mutual Insurance Co.;
  - Blue Cross and Blue Shield of Louisiana; • Blue Cross and Blue Shield of North Carolina;
  - Blue Cross and Blue Shield of Massachusetts;
  - Blue Cross and Blue Shield of Michigan; • Blue Cross and Blue Shield of South Carolina; and
  - BCBSM, Inc.;
  - Blue Cross and Blue Shield of Nebraska; • CareFirst of Maryland, Inc.,
  - Blue Cross and Blue Shield of Tennessee;

this case is dismissed with prejudice. (119) (123)

2. By November 9, 2018, the parties may move for reinstatement.

3. This court retains jurisdiction to enforce the settlement.

Signed on October 4, 2018, at Houston, Texas.

  
Lynn N. Hughes  
United States District Judge